

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:)	
)	
Meagley, Robert P. et al.)	Examiner: Walke, Amanda C.
)	
Application No.: 10/688,109)	Art Unit: 1752
)	
Filed: October 16, 2003)	
)	
For: METHODS AND COMPOSITIONS FOR)	
PROVIDING PHOTORESIST WITH IMPROVED)	
<u>PROPERTIES FOR CONTACTING LIQUIDS</u>)	

Mail Stop Petition
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

**PETITION TO REQUEST WITHDRAWAL OF HOLDING OF ABANDONMENT
PURSUANT TO 37 C.F.R. § 1.181 AND MPEP § 711.03 (C)**

Dear Sir:

This Petition is being submitted in response to a Notice of Abandonment mailed on March 8, 2007 in which Examiner Amanda C. Walke informed Applicants that the above-referenced application is considered to be abandoned in view of Applicants' failure to timely file a proper reply to the non-final Office Action mailed on July 17, 2006. The Examiner indicated that no reply had been received by the USPTO.

Applicants respectfully disagree with the characterization of this application as being abandoned.

Pursuant to 37 C.F.R. § 1.181 and MPEP § 711.03 (c), a Petition to Withdraw a Holding of Abandonment may be submitted, without a fee, within a non-extendable period of 2 months of a mailing date of a Notice of Abandonment. Accordingly, Applicants herewith submit the following statement of the facts involved, the points to be reviewed, and the action requested.

Contrary to the assertion of the Examiner, Applicants timely filed an Amendment and Response electronically on October 17, 2006 to the non-final Office Action mailed by the Examiner on July 17, 2006. The Amendment and Response included a request and authorization to charge all required fees, including all extension of time fees and fees under 37 C.F.R. §1.16 and § 1.17 that may be required for any concurrent or future reply, to Deposit Account No. 50-0221 belonging to Customer Number 8791.

An Electronic Acknowledgement Receipt was promptly returned to Applicants by the USPTO with an EFS ID of 1258373, an Application Number of 10688109, a Confirmation Number of 9235, a Customer Number of 8791, an Attorney Docket Number of 42P17302, a Receipt Date of 17-OCT-2006, and a Time Stamp of 18:55:44 with a description of the document received including an Amendment After Non-Final Rejection (starting on page 1 and ending on page 1), claims (starting on page 2 and ending on page 8), and Applicant Arguments/Remarks Made in an Amendment (starting on page 9 and ending on page 13).

Applicants also checked with the Public PAIRS database on March 23, 2007 under a serial number 10/688,109 and confirmed that the Amendment and Response timely filed by Applicants on October 17, 2007 had indeed been properly received, categorized, and stored by the USPTO and remains available for perusal in its entirety by all authorized members of the public and also by the Examiners at their convenience.

Consequently, Applicants respectfully request the Examiner to withdraw the holding of abandonment that is clearly erroneous, unjustified, and contradicted by the facts described above.

After the application is restored to a pending status, Applicants further respectfully request the Examiner to enter the Amendment and Response timely filed by Applicants and then to examine the case as expeditiously as possible.

Should there be any additional fee, please charge Deposit Account No. 50-0221. If a telephonic interview would in any way expedite the prosecution of this application, the Examiner is invited to contact the undersigned at (408)-653-7897.

Respectfully submitted,
INTEL CORPORATION

Date: March 26, 2007

/George Chen/

George Chen
Reg. No. 50,807

INTEL CORPORATION
c/o INTELLEVATE, LLC
P.O. Box 52050
Minneapolis, MN 55402

(408)-653-7897

Electronic Acknowledgement Receipt

EFS ID:	1258373
Application Number:	10688109
International Application Number:	
Confirmation Number:	9235
Title of Invention:	Methods and compositions for providing photoresist with improved properties for contacting liquids
First Named Inventor/Applicant Name:	Robert P. Meagley
Customer Number:	8791
Filer:	George Chen/Martha Peralez
Filer Authorized By:	George Chen
Attorney Docket Number:	42P17302
Receipt Date:	17-OCT-2006
Filing Date:	16-OCT-2003
Time Stamp:	18:55:44
Application Type:	Utility

Payment information:

Submitted with Payment	no
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File Listing:

Document Number	Document Description	File Name	File Size(Bytes)	Multi Part /.zip	Pages (if appl.)
1		P17302_AMEND_10_17_06.pdf	153393	yes	13

	Multipart Description/PDF files in .zip description		
	Document Description	Start	End
	Amendment - After Non-Final Rejection	1	1
	Claims	2	8
	Applicant Arguments/Remarks Made in an Amendment	9	13

Warnings:

Information:

Total Files Size (in bytes):	153393
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This Acknowledgement Receipt evidences receipt on the noted date by the USPTO of the indicated documents, characterized by the applicant, and including page counts, where applicable. It serves as evidence of receipt similar to a Post Card, as described in MPEP 503.

New Applications Under 35 U.S.C. 111

If a new application is being filed and the application includes the necessary components for a filing date (see 37 CFR 1.53(b)-(d) and MPEP 506), a Filing Receipt (37 CFR 1.54) will be issued in due course and the date shown on this Acknowledgement Receipt will establish the filing date of the application.

National Stage of an International Application under 35 U.S.C. 371

If a timely submission to enter the national stage of an international application is compliant with the conditions of 35 U.S.C. 371 and other applicable requirements a Form PCT/DO/EO/903 indicating acceptance of the application as a national stage submission under 35 U.S.C. 371 will be issued in addition to the Filing Receipt, in due course.



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44 P17302

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
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Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/688,109	10/16/2003	Robert P. Meagley	42P17302	9235

8791 7590 03/08/2007
BLAKELY SOKOLOFF TAYLOR & ZAFMAN
12400 WILSHIRE BOULEVARD
SEVENTH FLOOR
LOS ANGELES, CA 90025-1030

RECEIVED

MAR 12 2007

BLAKELY, SOKOLOFF, TAYLOR & ZAFMAN LLP
LOS ANGELES

EXAMINER

WALKE, AMANDA C

ART UNIT	PAPER NUMBER
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1752

MAIL DATE	DELIVERY MODE
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03/08/2007

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

Date 5/8/2007 Client: Intel Corporation

Docket Initials 42390.P17302

Dock. Sup. Initials

Atty Initials EHT MAB

Pat/Ser/Reg 688109

39r

Description:

Reminder: Deadline to revive abandoned application is 6/8/2007

3/12/2007 Casey Hayes 661920

RECEIVED

MAR 16 2007

B.S.T.Z. DATABASE DEPT.

Date 6/8/2007 Client: Intel Corporation

Docket Initials 42390.P17302

Dock. Sup. Initials

Atty Initials EHT MAB

Pat/Ser/Reg 688109

39 x

Description:

Deadline to revive abandoned application

3/12/2007 Casey Hayes 661918

INTELLEVATE

MAR 20 2007

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Coded Verified

RECEIVED

MAR 15 2007

B.S.T.Z. DATABASE DEPT.

Notice of Abandonment

Application No.

10/688,109

Examiner

Amanda C. Walke

Applicant(s)

MEAGLEY ET AL.

Art Unit

1752

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

This application is abandoned in view of:

1. ☒ Applicant's failure to timely file a proper reply to the Office letter mailed on 17 July 2006.
 - (a) ☐ A reply was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply (including a total extension of time of _____ month(s)) which expired on _____.
 - (b) ☐ A proposed reply was received on _____, but it does not constitute a proper reply under 37 CFR 1.113 (a) to the final rejection.
(A proper reply under 37 CFR 1.113 to a final rejection consists only of: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued Examination (RCE) in compliance with 37 CFR 1.114).
 - (c) ☐ A reply was received on _____ but it does not constitute a proper reply, or a bona fide attempt at a proper reply, to the non-final rejection. See 37 CFR 1.85(a) and 1.111. (See explanation in box 7 below).
 - (d) ☒ No reply has been received.
2. ☐ Applicant's failure to timely pay the required issue fee and publication fee, if applicable, within the statutory period of three months from the mailing date of the Notice of Allowance (PTOL-85).
 - (a) ☐ The issue fee and publication fee, if applicable, was received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the statutory period for payment of the issue fee (and publication fee) set in the Notice of Allowance (PTOL-85).
 - (b) ☐ The submitted fee of \$_____ is insufficient. A balance of \$_____ is due.
The issue fee required by 37 CFR 1.18 is \$_____. The publication fee, if required by 37 CFR 1.18(d), is \$_____.
 - (c) ☐ The issue fee and publication fee, if applicable, has not been received.
3. ☐ Applicant's failure to timely file corrected drawings as required by, and within the three-month period set in, the Notice of Allowability (PTO-37).
 - (a) ☐ Proposed corrected drawings were received on _____ (with a Certificate of Mailing or Transmission dated _____), which is after the expiration of the period for reply.
 - (b) ☐ No corrected drawings have been received.
4. ☐ The letter of express abandonment which is signed by the attorney or agent of record, the assignee of the entire interest, or all of the applicants.
5. ☐ The letter of express abandonment which is signed by an attorney or agent (acting in a representative capacity under 37 CFR 1.34(a)) upon the filing of a continuing application.
6. ☐ The decision by the Board of Patent Appeals and Interference rendered on _____ and because the period for seeking court review of the decision has expired and there are no allowed claims.
7. ☐ The reason(s) below:

Amanda C Walke
AMANDA WALKE
PRIMARY EXAMINER 3/4/07

Amanda C Walke
Primary Examiner
Art Unit: 1752

Petitions to revive under 37 CFR 1.137(a) or (b), or requests to withdraw the holding of abandonment under 37 CFR 1.181, should be promptly filed to minimize any negative effects on patent term.